

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
MECHANICAL BOARD**

1511 Pontiac Avenue, Bldg 70, 2nd Floor Conference Room

Cranston, RI 02920

Wednesday, June 1, 2016

9:00am

In attendance: Dennis Brennan

Timothy Byrne

Stanley Davies

Steven Gray

Jack King

Anthony Vessella

Charles Wright

Board Members Robert Eva, Fred Foeri, Michael Januario and Quinlan T. Regan were not in attendance.

Also in attendance were Nicholas Ranone, RIDLT Chief Mechanical Investigator and Valentino Lombardi, Senior DLT Legal Counsel.

1.) Call to Order: Chair, Timothy Byrne called the meeting to order at 9:06am.

2.) Minutes of the May 4, 2016 Meeting: Charles Wright made a motion to accept the minutes of May 4, 2016 meeting as presented; seconded by Stanley Davies and passed unanimously by the Board.

3.) Conflict of Interest – Legal Counsel will address the Board concerning compliance with conflict of interest requirements: Valentino Lombardi, Senior Legal Counsel, reminds board members that they are subject to the RI conflict of interest laws and of their responsibility to disclose conflicts of interest, financial or otherwise, and should recuse from hearing and voting on the matter. Legal Counsel is available for any questions.

4.) Violation Appeal Hearings:

**Mulry, Tom dba Ultimate Chimney Sweep – Violation 5369 and
Dagnese, Justin D. – Violation 5370**

**There was a discussion by the Board regarding Violations 5369 and
5370.**

**Regarding Violations 5369 and 5370 a motion was made by Charles
Wright to table both these violation to the next Mechanical Board
Meeting. Anthony Vessella seconded that motion; and the Board
unanimously agreed.**

**Medina, Nelson dba Oceanline Combustion Service Inc –Violation
5452**

Nelson Medina was in attendance.

**LOCATION OF VIOLATION: Roland and Barbara Sinesi-residence, 7
Bartlett Drive, Johnston, RI 02919.**

**VIOLATION: On 3-25- 2016, I, Nicholas Ranone, Chief Mechanical
Investigator, received a complaint from Susan Rondeau, daughter of
Mr. and Mrs. Roland Sinesi, against Mr. Nelson Medina, owner of
Oceanline Combustion Services Inc, for the installation of one (1)
Navien gas fired hot water**

boiler that he contracted for and installed in their home at the above mentioned location.

On 3-29-2016, I visited Mr. and Mrs. Sinesi at their home to view the work that was done, obtain a written receipt that was given to them by Mr. Medina stating the installation of one (1) Navien gas boiler by Oceanline Combustion Service, Inc, and obtain a witness statement written by Mrs. Sinesi stating that Mr. Medina did, in fact, contract for and engage in the installation of a Navien gas boiler at their home in January 2016. Mr. Medina holds a valid RI Oil burner service license which would allow him to service oil burners only if he is employed by a licensed RI Master Pipefitter 1 or 2. He cannot contract or engage in this type of work on his own. This is two violations of RIGL 28-27-5 and one violation of RIGL 28-27-20. VIOLATION LAW: 28-27-20

DESCRIPTION: State and municipal inspections and installation permits. VIOLATION LAW: 28-27-5 DESCRIPTION: Practices for which master or contractor license required.

Nicholas Ranone reads the violations. Nine (9) pages of evidence are entered into the record as Exhibit A for Violation 5452. Nicholas Ranone is questioned by the Board and testifies. Mr. Medina is questioned by the board and testifies.

Regarding Violation 5452, Board Member Charles Wright made a motion to amend Violation 5452 from two violations of RIGL 28-27-5 and one violation of RIGL 28-27-20 to one violation of RIGL 28-27-5

and one violation of RIGL 28-27-20. Dennis Brennan seconded that motion and the Board unanimously agreed.

Regarding the fine for Violation 5452, a motion was made by Charles Wright to reduce the fine of \$4,500.00 to \$750.00 for RIGL 28-27-5 and \$750.00 for RIGL 28-27-20 for a total of \$1,500.00. There was a discussion by the Board. Dennis Brennan seconded that motion and the Board unanimously agreed.

Jean, Michael –Violation 4462

Michael Jean was not in attendance.

There was a discussion by the Board.

Regarding Violation 4462, a motion was made by Charles Wright to table this hearing until the next Mechanical Board meeting according to RIGL 28-22-2. Stanley Davies seconded the motion and the Board unanimously agreed.

5.) Revocation / Suspension Hearings for unpaid fines

None

8.) Old Business - Review of proposed changes to Rules & Regulations and proposed licenses:

There was no discussion by the Board.

9.) Adjournment: Motion to adjourn made by Charles Wright; seconded by Stanley Davies. All were in favor. The meeting adjourned at 9:55am.